

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : § Before the Examiner
Jo Ann M. Canich § Roberto Rabago
Serial No. 07/973,261 § Group Art Unit No. 1713
Filed November 9, 1992 § Attorney Docket Number 89B010C4
For: Process for Producing Crystalline § Date: April 21, 2004
Poly-alpha-Olefins with a §
Monocyclopentadienyl Transition §
Metal Catalyst System. §

RECEIVED
CENTRAL FAX CENTER

APR 21 2004

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

OFFICIAL

FIRST SUBMISSION UNDER 37 C.F.R. § 1.129

Sir:

This reply is submitted in response to the office action mailed July 7, 2003 and the advisory action dated February 6, 2004 under the transitional procedures established in 37 C.F.R. § 1.129. Section 129 provides, in pertinent part,

"...(a) An applicant in a application...that has been pending for at least two years as of June 8, 1995,...is entitled to have a first submission entered and considered on the merits after final rejection... if the first submission and the fee set forth in 37 CFR § 1.17(r) are filed prior to the filing of an appeal brief and prior to abandonment of the application. The finality of the final rejection is automatically withdrawn upon timely filing of the submission and payment of the fee under 37 CFR § 1.17(r)..."

The instant application was filed November 9, 1992 and was pending for more than two years as of June 8, 1995. Thus the provisions of 37 C.F.R. § 1.129 are applicable to the instant application. This document is the first submission. The commissioner is authorized to debit the fee required under 37 C.F.R. § 1.17(r) from deposit account number 05-1712. Under the provisions of 37 C.F.R. § 1.129 the finality of the office action dated July 11, 2003 must be withdrawn and the following submission must be entered and considered. Applicant respectfully requests reconsideration of the application in light of the following amendments and remarks.